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24024

7590

06/07/2007

CALFEE HALTER & GRISWOLD, LLP
 800 SUPERIOR AVENUE
 SUITE 1400
 CLEVELAND, OH 44114

09/13/2007 RHEBRAH1 00000007 10518337

01 FC:1501 1400.00 OP
 02 FC:1504 300.00 OP

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Karen Buzinski (Depositor's name)
 Karen Buzinski (Signature)
 September 7, 2007 (Date)

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/518,337	12/15/2004	Richard A. Ales	22188/06938	6750

TITLE OF INVENTION: ULTRASONIC TESTING OF FITTING ASSEMBLY FOR FLUID CONDUITS WITH A HAND-HELD APPARATUS

APPLN. TYPE	SMALL ENTITY	ISSUE FEE DUE	PUBLICATION FEE DUE	PREV. PAID ISSUE FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	YES XXX NO	\$700 XX 1,400	\$300	\$0	\$1,700 XXX 1,700	09/07/2007
EXAMINER	ART UNIT	CLASS-SUBCLASS				
CHAPMAN JR, JOHN E	2856	073-597000				

1. Change of correspondence address or indication of "Fee Address" (37 CFR 1.363).

- ☐ Change of correspondence address (or Change of Correspondence Address form PTO/SB/122) attached.
☐ "Fee Address" indication (or "Fee Address" Indication form PTO/SB/47; Rev 03-02 or more recent) attached. Use of a Customer Number is required.

2. For printing on the patent front page, list

- (1) the names of up to 3 registered patent attorneys or agents OR, alternatively,
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- 1 Calfee, Halter &
 2 Griswold LLP
 3

3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type)

PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. If an assignee is identified below, the document has been filed for recordation as set forth in 37 CFR 3.11. Completion of this form is NOT a substitute for filing an assignment.

(A) NAME OF ASSIGNEE

Swagelok Company

(B) RESIDENCE: (CITY and STATE OR COUNTRY)

Solon, Ohio

Please check the appropriate assignee category or categories (will not be printed on the patent): ☐ Individual ☒ Corporation or other private group entity ☐ Government

4a. The following fee(s) are submitted:

- ☒ Issue Fee
☒ Publication Fee (No small entity discount permitted)
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5. Change in Entity Status (from status indicated above)

- ☐ a. Applicant claims SMALL ENTITY status. See 37 CFR 1.27. ☒ b. Applicant is no longer claiming SMALL ENTITY status. See 37 CFR 1.27(g)(2).

NOTE: The Issue Fee and Publication Fee (if required) will not be accepted from anyone other than the applicant; a registered attorney or agent; or the assignee or other party in interest as shown by the records of the United States Patent and Trademark Office.

Authorized Signature

Leonard L. Lewis

Date

Sept. 7, 2007

Typed or printed name

Registration No.

31,176

This collection of information is required by 37 CFR 1.311. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

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Karen Buzinski

Typed or Printed name of person signing this certificate

Karen Buzinski
Signature

9/7/07
Date

Customer Number

24024

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Richard A. Ales

Ser. No.: 10/518,337

Filed: December 15, 2004

**For: ULTRASONIC TESTING OF
FITTING ASSEMBLY FOR FLUID
CONDUITS WITH A HAND-HELD
APPARATUS**

Examiner: John E. Chapman Jr.

Art Unit: 2856

Docket No. 22188/06938

Confirmation No. 6750

Mail Stop Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE

Dear Sir:

In paragraph 3 of the Examiner's Amendment that accompanied the Notice of Allowability, it is stated that the prior art does not teach or fairly suggest an analyzer that determines axial position of the end of the conduit, and it is further stated that the prior art fails to teach or fairly suggest a source configured to apply mechanical energy to the

fitting body. Both statements are correct. Applicants further make of record that these statements relate to claim elements that are not taught or suggested in the art of record, and are not necessarily the only claim elements that are not taught or suggested in the art of record. Therefore, the claims meet the novelty and non-obviousness criteria under 35 USC §102 and §103, and the Graham v. John Deere Co., 383 U.S. 1 (1966).

Respectfully submitted,

Date: Sept. 7, 2007

By: 
Leonard L. Lewis (Reg. No. 31,176)
Customer No. 24024
Phone (216) 622-8683
llewis@calfee.com